

AGENDA

BOARD OF MAYOR AND ALDERMEN

April 17, 2007

7:30 PM

**Aldermanic Chambers
City Hall (3rd Floor)**

1. Mayor Guinta calls the meeting to order.
2. The Clerk calls the roll.

CONSENT AGENDA

3. Mayor Guinta advises if you desire to remove any of the following items from the Consent Agenda, please so indicate. If none of the items are to be removed, one motion only will be taken at the conclusion of the presentation.

50/50 Sidewalk Petitions – approve subject to the availability of funding

- A. Communication from Jay Davini, Public Utilities Coordinator, requesting approval of all 50/50 sidewalk petitions currently being held.
(Note: available for viewing at the Office of the City Clerk and forwarded under separate cover to Mayor and Aldermen.)

Informational – to be Received and Filed

- B. Communication from Peter Favreau advising of his resignation as a member of the Fire Commission due to his permanent relocation to St. Petersburg, FL.
- C. Minutes of an MTA Commission meeting held on February 27, 2007 and the Financial and Ridership Reports for the month of February 2007.
- D. Minutes of the Mayor's Utility Coordinating Committee meeting held on March 21, 2007.

REPORTS OF COMMITTEES

COMMITTEE ON BILLS ON SECOND READING

- E.** Recommending that Ordinance:
“Amending Sections 33.024, 33.025 & 33.026 (Deputy Public Health Director and Public Health Preparedness Administrator) of the Code of Ordinances of the City of Manchester.”
ought to pass.
(Unanimous vote)

COMMITTEE ON JOINT SCHOOL BUILDINGS

- F.** Advising that it has authorized the Highway Department to take any action necessary or advisable to complete work identified by the City within the scope of the Gilbane Design Building Contract or to correct any such work that is defective and to charge the Gilbane Design Build contract for all costs associated with said work in an effort to address life-safety and other school work.
(Unanimous vote except for Alderman Thibault who was absent.)
- G.** Advising that it has accepted the April 2007 monthly report on the School Facilities Improvement Program and is forwarding same to the Board for informational purposes.
(Unanimous vote except for Alderman Thibault who was absent.)

LADIES AND GENTLEMEN, HAVING READ THE CONSENT AGENDA, A MOTION WOULD BE IN ORDER THAT THE CONSENT AGENDA BE APPROVED.

- 4.** Nominations to be presented by Mayor Guinta, if available.
- 5.** Confirmation of the nomination of Donald Jorgensen to succeed Brian Cashman (resignation) as one of two Londonderry representatives to the Airport Authority, term to expire March 1, 2009.
A motion is in order to confirm the nomination as presented.

6. Confirmation of the nomination of John Lucas to succeed himself as a member of the Board of Adjustment, term to expire March 1, 2010.
A motion is in order to confirm the nomination as presented.

7. Confirmation of nominations to the Central Business Service District Board as follows:
Peter Ramsey as an at-large member, term to expire May 1, 2009;
Ron Dupont as a district member, term to expire May 1, 2008;
George Bruno as a district member, term to expire May 1, 2009;
Paul I. Mansback as a district member, term to expire May 1, 2009;
and
Tim Bechert as a district member, term to expire May 1, 2010.
A motion is in order to confirm the nominations as presented.

8. Confirmation of the nomination of W. Stephen McMahon to succeed himself as a member of the Manchester Development Corporation, term to expire March 11, 2010.
A motion is in order to confirm the nomination as presented.

9. Confirmation of the Board's support in appointing Mr. Seumas J. Regan to fill the vacated position of School Committee Member for Ward 3.
A motion is in order to confirm the Board's support.

10. Mayor Guinta advises that a motion is in order to recess the regular meeting to allow the Committee on Finance to meet.

11. Mayor Guinta calls the meeting back to order.

OTHER BUSINESS

12. Report of the Committee on Finance, if available.
Ladies and Gentlemen, what is your pleasure?

13. Report of the Committee on Human Resources regarding ordinance for Parking Fund employees, if available.

Ladies and Gentlemen, what is your pleasure?

14. Report of the Committee on Public Safety and Traffic, if available.

Ladies and Gentlemen, what is your pleasure?

15. State Legislative update to be presented by Mayor Guinta and seeking the Board's opinion of the following:

- a) HB 311 establishing a committee to review liability issues for commuter rail operations; and
- b) SB 75-FN relative to establishing a south central NH rail transit authority that will have responsibility for developing and providing commuter rail and related public rail transportation services in NH.

and opposition to the following:

- c) HB 143 relative to the apportionment of damages in civil actions.

Ladies and Gentlemen, what is your pleasure?

16. Proposal submitted by Mayor Guinta to reduce spending in fiscal year 2007.

(Note: proposal to be submitted prior to meeting.)

Ladies and Gentlemen, what is your pleasure?

17. Communication from Kevin Dillon, Airport Director, requesting an additional 30-day unpaid leave of absence for Operations/Maintenance Specialist Richard Votour to allow additional time to obtain a further medical prognosis to determine his ultimate ability to return to work.

Ladies and Gentlemen, what is your pleasure?

18. Communication from Chief Jaskolka seeking funding in the amount of \$10,550 for estimated costs associated with fiber optic cable installation and purchases of computers and printers for the Kelley Street Police Substation.

Ladies and Gentlemen, what is your pleasure?

19. Communication from Richard Riddle, Parks Business Services Officer, requesting \$35,000 be reserved in either contingency or salary adjustment in order to meet an anticipated shortfall in regular salaries.

Ladies and Gentlemen, what is your pleasure?

20. Warrant to be committed to the Tax Collector for collection under the Hand and Seal of the Board of Mayor and Aldermen for the collection of sewer charges.

(Note: Clerk to present amount at meeting.)

Ladies and Gentlemen, what is your pleasure?

21. Report(s) of the Committee on Community Improvement, if available.

Ladies and Gentlemen, what is your pleasure?

22. Appropriating Resolution: **(A motion is in order to read by title only.)**

“Approving the Community Improvement Program for 2008, Raising and Appropriating Monies Therefore, and Authorizing Implementation of Said Program.”

If the Board so desires, if there are no amendments, a motion is in order that the Appropriating Resolution pass and be Enrolled.

23. Appropriating Resolution: **(A motion is in order to read by title only.)**

“A Resolution appropriating to the Manchester Airport Authority the sum of \$58,865,030 from Special Airport Revenue Funds for Fiscal Year 2008.”

If the Board so desires, if there are no amendments, a motion is in order that the Appropriating Resolution pass and be Enrolled.

24. Appropriating Resolution: (A motion is in order to read by title only.)

“A Resolution appropriating the sum of \$15,007,892 from Sewer User Rental Charges to the Environmental Protection Division for Fiscal Year 2008.”

If the Board so desires, if there are no amendments, a motion is in order that the Appropriating Resolution pass and be Enrolled.

25. Appropriating Resolution: (A motion is in order to read by title only.)

“A Resolution appropriating to the Parking Fund the sum of \$5,299,591 from Parking for the Fiscal Year 2008.”

If the Board so desires, if there are no amendments, a motion is in order that the Appropriating Resolution pass and be Enrolled.

26. Appropriating Resolution: (A motion is in order to read by title only.)

“A Resolution appropriating the sum of \$2,253,110 from Recreation User Charges to the Recreation Division for Fiscal Year 2008.”

If the Board so desires, if there are no amendments, a motion is in order that the Appropriating Resolution pass and be Enrolled.

27. Appropriating Resolution: (A motion is in order to read by title only.)

“A Resolution appropriating to the Manchester Transit Authority the sum of \$1,176,714 for the Fiscal Year 2008.”

If the Board so desires, if there are no amendments, a motion is in order that the Appropriating Resolution pass and be Enrolled.

28. Appropriating Resolution: (A motion is in order to read by title only.)

“A Resolution appropriating to the Manchester School District the sum of \$147,250,000 for the Fiscal Year 2008.”

If the Board so desires, if there are no amendments, a motion is in order that the Appropriating Resolution pass and be Enrolled.

29. Appropriating Resolution: (A motion is in order to read by title only.)

“A Resolution appropriating to the Manchester School Food and Nutrition Services Program the sum of \$5,898,950 from School Food and Nutrition Services Revenues for Fiscal Year 2008.”

If the Board so desires, if there are no amendments, a motion is in order that the Appropriating Resolution pass and be Enrolled.

30. Appropriating Resolution: (A motion is in order to read by title only.)

“Raising Monies and Making Appropriations for the Fiscal Year 2008.”

If the Board so desires, if there are no amendments, a motion is in order that the Appropriating Resolution pass and be Enrolled.

31. Appropriating Resolution: (A motion is in order to read by title only.)

“Appropriating all Incremental Meals and Rooms Tax Revenue Received by the City in Fiscal Year 2008 and held in the Civic Center Fund, for the payment of the City’s Obligations in Said Fiscal Year Under the Financing Agreement.”

If the Board so desires, if there are no amendments, a motion is in order that the Appropriating Resolution pass and be Enrolled.

32. Appropriating Resolution: (A motion is in order to read by title only.)

“A Resolution appropriating to the Central Business Service District the sum of \$244,000 from Central Business Service District Funds for Fiscal Year 2008.”

If the Board so desires, if there are no amendments, a motion is in order that the Appropriating Resolution pass and be Enrolled.

33. Resolution: (A motion is in order to read by title only.)

“Continuation of the Central Business Service District.”

If the Board so desires, a motion is in order that the Appropriating Resolution pass and be Enrolled.

TABLED ITEMS

A motion is in order to remove any of the following items from the table for discussion.

34. Report of the Committee on Bills on Second Reading recommending that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by extending the B-2 (General Business) zoning district to include property currently zoned IND (Industrial) located on the south side of Gold Street east of the former Lawrence Branch of the B&M Railroad and including the following three lots Tax Map 875-14, 875-15, 875-16.”

ought to pass.

*(Aldermen Duval, Lopez, Garrity and Pinard recorded in favor; Alderman Gatsas opposed.)
(Tabled 09/05/2006)*

- 35.** Report of the Committee on Bills on Second Reading recommending that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by extending the R-3 (Urban Multi-family) zoning district to include property currently zoned R-1B (Single-family) located on a portion of Tax Map 691 Lot 143-1 that will be on the north side of a proposed Gold Street Bypass and adjacent to Bradley Street and the New St. Augustin’s Cemetery.”

ought to pass.

*(Aldermen Duval, Lopez, Garrity and Pinard recorded in favor; Alderman Gatsas opposed.)
(Tabled 09/05/2006)*

- 36.** Communication from Randy Sherman, Deputy Finance Officer, updating the Board on status of payments due the City on the Bridge and Elm project.

(Tabled 04/03/2007)

37. NEW BUSINESS

- a) Communication
- b) Aldermen

- 38. Mayor Guinta advises that a motion is in order to recess the regular meeting to meet with the Chief Negotiator for a negotiation strategy session.**

- 39.** Mayor Guinta calls the meeting back to order.

- 40.** If there is no further business, a motion is in order to adjourn.